

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

DAN DILLARD
Plaintiff

VS.

**PALOMAR SPECIALTY
INSURANCE COMPANY**
Defendant

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CIVIL ACTION NO. 7:17-cv-00311
JURY DEMANDED

AGREED STIPULATION OF DISMISSAL FOR PLAINTIFF

Plaintiff Dan Dillard and Defendant Palomar Specialty Insurance Company file this stipulation of dismissal under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

1. Plaintiff is Dan Dillard; Defendant is Palomar Specialty Insurance Company.
2. On July 19, 2017, Plaintiff sued Defendant in the 389th Judicial District, Hidalgo County, Texas, Cause No. C-3269-17-H. On August 9, 2017, Palomar Specialty Insurance Company filed its Original Answer. On August 16, 2017, Palomar Specialty Insurance Company filed its Notice of Removal.
3. On or about December 28, 2017, the parties settled this case. As a result of this settlement, all issues in the above-styled and numbered litigation have been fully and finally settled. Plaintiff now moves to dismiss the suit against Defendant.
4. Defendant agrees to the dismissal.
5. This case is not a class action under Federal Rule of Civil Procedure 23, a derivative action under Rule 23.1, or an action related to an unincorporated association under Rule 23.2.
6. A receiver has not been appointed in this case.
7. This case is not governed by any federal statute that requires a court order for dismissal of the case.
8. Plaintiff has not previously dismissed any federal- or state-court suit based on or including the same claims as those presented in this case.
9. This dismissal is with prejudice.

Respectfully submitted,

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**COUNSEL FOR PLAINTIFF, DAN
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**Signed with permission*

CERTIFICATE OF SERVICE

I certify that on January 22, 2018, a copy of the parties' Agreed Stipulation of Dismissal was *electronically filed* on the CM/ECF system, and will be served on the following attorney in charge for Plaintiff, Dan Dillard, via electronic filing or regular mail:

Larry W. Lawrence, Jr.
Lawrence Law Firm
Email: Lawrencefirm@gmail.com

VIA E-FILING

/s/ John R. Lamont

John R. Lamont